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Attorneys for Defendant  
**CARLOS GUERRERO-ELENES**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

V.

CARLOS GUERRERO-ELENES,

Defendant.

Case No.: CR 16-0469 MMC

**STIPULATION AND [PROPOSED] ORDER RE  
CONTINUANCE OF MAY 3, 2017 HEARING**

This matter is currently set for a status/possible change of plea hearing on May 3, 2017.

The defense is on track to resolve this matter by way of an open plea. However, the defense requires additional time to resolve additional and necessary issues prior to the entry of a plea.

Based on the foregoing, defense counsel requests, the government agrees, and the parties jointly stipulate that the hearing in this matter should be continued to June 6, 2017, at 2:15 p.m., to allow for the effective preparation of counsel. The parties further agree and stipulate that the time from May 3, 2017, through and including June 6, 2017, may be time excluded from the Speedy Trial Act, in order to ensure the reasonable time necessary for

1 effective preparation of counsel, pursuant to Title 18, United States Code Sections 3161(b),  
2 (h)(7)(A), (h)(7)(B)(iv).

3 Additionally, the parties request and stipulate that the supervised release matter, CR 07-  
4 0645 MMC, that is trailing this case, also be continued to June 6, 2017.

5 SO STIPULATED.

6 Respectfully submitted,

7  
8 BRIAN J. STRETCH  
9 United States Attorney

10  
11 Dated: April 28, 2017

12 \_\_\_\_\_/s/  
13  
14 SAMANtha SCHOTT  
15 Special Assistant United States Attorney

16  
17 Dated: April 28, 2017

18 \_\_\_\_\_/s/  
19 EDWIN PRATHER  
20 PRATHER LAW OFFICES  
21 Attorneys for Defendant  
22 CARLOS GUERRERO-ELENES

## [PROPOSED] ORDER

GOOD CAUSE APPEARING and per the parties' stipulation, IT IS HEREBY ORDERED  
June 7, 2017  
that the status/possible change of plea hearing on May 3, 2017, be continued to ~~June 6, 2017~~,  
June 7, 2017  
at 2:15 p.m. The time from May 3, 2017, through and including ~~June 6, 2017~~, shall be time  
excluded from the Speedy Trial Act, in order to ensure the reasonable time necessary for  
effective preparation and continuity of counsel, pursuant to Title 18, United States Code  
Sections 3161(b), (h)(7)(A), (h)(7)(B)(iv). The supervised release matter, CR 07-0645 MMC,  
June 7, 2017  
currently set for May 3, 2017, shall also be continued to ~~June 6, 2017~~, at 2:15 pm.

Dated: May 1, 2017

Maxine M. Chesney  
THE HONORABLE MAXINE M. CHESNEY  
UNITED STATES SENIOR DISTRICT JUDGE